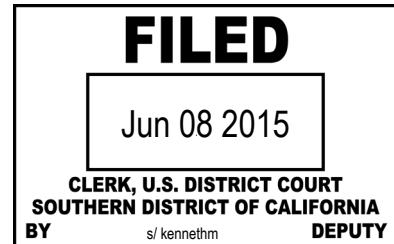


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6 UNITED STATES DISTRICT COURT
7 SOUTHERN DISTRICT OF CALIFORNIA

9 Judy Anne Mikovits,
10 Plaintiff,

11 vs.

12 Whittemore Peterson Institute, The
13 Defendant.
14

Case No.: 3:14-cv-02797-BEN-WVG

REQUEST/APPLICATION FOR
CONTINUANCE OF TIME TO
AMEND AND SERVE
COMPLAINT BASED UPON GOOD
CAUSE PURSUANT TO FRCP
RULE 4(m); AFFIDAVIT OF PRO
SE PLAINTIFF JUDY ANNE
MIKOVITS IN SUPPORT
THEREOF

Hearing Date: June 15, 2015
Time: 10:30 a.m.
Courtroom: 5A

The Honorable Roger T. Benitez

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20 Please take notice that this matter is currently scheduled for hearing on June
21 15, 2015 before the Honorable Roger T. Benitez "FOR DISMISSAL FOR WANT
22 OF PROSECUTION." *Pro Se* Plaintiff Judy Anne Mikovits hereby requests that this
23 date be continued based upon her Affidavit, attached hereto, which makes a showing
24 of good cause for the continuance herein sought, as is permitted under Federal Rules
25 of Civil Procedure Rule 4(m).

26 This request is based upon the attached Affidavit of Judy Anne Mikovits, and
27 upon such oral testimony given at the hearing of this matter should her presence be
28 deemed necessary by the Court.

AFFIDAVIT OF JUDY ANNE MIKOVITS

COMES NOW, Judy Anne Mikovits, and swears as follows:

1. I am the plaintiff in the within action.
2. All statements made herein are true and based upon my personal knowledge and information.
3. I filed this action *Pro Se* on November 24, 2014.
4. I have not requested nor have any prior requests for continuances been made or granted. I have also not amended the complaint in this matter.
5. I have not been able to meet and confer with the other side about this request, because to date, I have not been able to serve them, and as such have no person at the Institute with whom I can communicate.
6. I am currently plaintiff to an action pending in the United States District Court for the Central District of California, Case Number 2:14-cv-08909-SWV-PLA. That matter is scheduled for a hearing on a Motion to Dismiss filed by all Defendants on June 15, 2015 at 1:30 PM before Judge Stephen V. Wilson, Courtroom Number 6, 312 North Spring Street, Los Angeles, CA 90012-4701. I, along with my attorneys in that action, deem my presence at that hearing extremely important.
7. As such, being present at the hearing in the instant matter scheduled for 10:30 p.m. on that same date would be extremely difficult, if not impossible.
8. For the reasons explained below, I have been unable to effect service on the Defendant in the instant action to date.
9. As of the date I filed this action *Pro Se*, I was under the belief that I was to be represented by the Employment Law Group, a law firm head-quartered in Washington, D.C. They told me that they would represent me in a letter dated November 26, 2014. They were to substitute in, and instructed me not to serve the complaint until they were able to do so.

1 10. On or about March 9, 2015, for reasons known only to them, the above
2 described law firm determined that they could not or would not represent
3 me. At that time, they told me that I should not serve the complaint until I
4 had met with the FBI and/or Department of Justice to report my False
5 Claims Act allegations.

6 11. I met with the FBI on or about May 7, 2015 in the hopes they would
7 pursue my False Claims Act allegations against the entities/individuals
8 who have wronged me.

9 12. Because of the size and complexity of this case, it has been difficult to
10 locate an attorney or attorneys who are willing to represent me in this
11 matter. Additionally, this action is against very affluent, well known,
12 politically connected entities and individuals located in Nevada and
13 Ventura County, California. This has made finding attorneys to sign on
14 and help me in this law suit extremely difficult.

15 13. Since The Employment Law Group withdrew from representing me on or
16 about March 8, 2015, I have aggressively sought out an attorney and/or
17 attorneys to represent me in this matter. I have numerous friends and
18 clients who are attorneys. They too, have attempted to locate an
19 attorney/attorneys to represent me. I estimate that I, or individuals on my
20 behalf, have spoken with approximately twenty (20) different
21 attorneys/law firms about representing me in this matter. To date, I have
22 been unable to locate counsel.

23 14. The instant lawsuit, and the lawsuit (described above) currently pending in
24 the Central District of California are all related to the same set of facts.
25 Those same set of facts resulted in criminal charges being brought against
26 me in Ventura County, California and in Reno, Nevada. Those charges
27 were dismissed without prejudice. I believe that those criminal charges
28 were unlawful, and am therefore fighting them vigorously. The criminal

1 case and the Central District of California federal case, along with my
2 search for an attorney for the instant case, have further complicated my
3 efforts to amend and serve the complaint herein.

4 15. I believe good cause exists for the brief continuance I am seeking. I am
5 therefore seeking a continuance of sixty (60) days so that I can amend the
6 complaint and then effectuate service of the amended complaint.

7 16. Because of the above described conflict, I would prefer not to be required
8 to attend the hearing in this matter scheduled for June 15, 2015. However,
9 if the Court deems it necessary, I will do whatever is necessary (including
10 sending someone in my stead, or appearing by telephone) to comply with
11 the Court's wishes.

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13 I make this affidavit freely and sign under the Pains and Penalty of Perjury.

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15 Dated: June 8, 2015


16 Judy Anne Mikovits - Affiant
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